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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Richard Emil Kajander      Group Art Unit: 1774  
Serial No.: 10/796,950      Examiner: Jill M. Gray  
Filed: March 10, 2004  
For: **SILANE BASED COATINGS ON GLASS FIBER  
REINFORCEMENTS IN GYPSUM BOARD**  
Docket No.: JM 7338/0140-14

10100 West Ute Avenue  
Littleton, CO 80127  
January 9, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER**

Petitioner, Johns Manville, having a place of business at 717 Seventeenth Street, Denver, Colorado 80202, represents that it is the owner of the entire right, title, and interest of U.S. Patent Application Serial No. 10/796,950, filed March 10, 2004, for "Silane Based Coatings On Glass Fiber Reinforcements In Gypsum Board." The entire right, title, and interest of said application was assigned to Johns Manville by Assignment recorded on June 17, 2004, at Reel 015485, Frame 0372.


Petitioner hereby disclaims the terminal part of any patent on the above-identified application which would extend beyond the expiration date of any patent granted on commonly assigned U.S. Patent Applications Serial No. 10/913,768 or Serial No. 10/796,951, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on commonly assigned U.S. Patent Applications Serial No. 10/913,768 or Serial No. 10/796,951, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory period as presently shortened by any terminal disclaimer of any patent granted on U.S. Patent Application Serial No. 10/913,768 or Serial No. 10/796,951, in the event that said patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a); had all claims canceled by a reexamination certificate; or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is empowered to act on behalf of Johns Manville with respect to this submission.

I have reviewed the assignment for the above-identified patent application and certify that, to the best of my knowledge and belief, the entire right, title, and interest in the invention of the above-identified patent application is held by Johns Manville.

Respectfully submitted,

By   
Robert D. Touslee  
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